AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

| Date of filing in State Engineer's Office | MAY 13 2004 |
|--|---------------------------------------|
| Returned to applicant for correction | IUN 16 2004 |
| Corrected application filed | AUG 13 2004 |
| Map filed | AUG 13 2004 |
| ******* The applicant Nevada Land and Resource Company, LLC hereby makes application for permission to change the point of diversion and place of use of water heretofore appropriated under Application 67042 | |
| | ***** |
| 1. The source of water is underground | |
| 2. The amount of water to be changed 10.00 cfs | |
| 3. The water to be used for irrigation | |
| 4. The water heretofore permitted for irrigation | |
| 5. The water is to be diverted at the following point within the NW¼ NE¼ of Section 21, T.26N., R.32E., MDB&M or at a point from which the NE corner of said Section 21 bears N 71°57' E 2087.0' | |
| 6. The existing permitted point of diversion is located within the SW¼ SW¼ of Section 25, T.28N., R.31E., MDB&M or at a point from which the NW corner of Section 24, T.28N., R.31E., MDB&M bears N 4°16'13" E a distance of 9957.9 feet | |
| 7. Proposed place of use all of Section 21, T.26N., R.32E., MDB&M, consisting of 640 acres more or less | |
| 8. Existing place of use all of Section 25, T.28N., R.31E., MDB&M, 640 acres more or less | |
| 9. Use will be from January 1 to December 31 of each year. | |
| 10. Use was permitted from January 1 to December 31 of each year. | |
| 11. Description of proposed works drilled we | ll, pump, motor and irrigation system |
| 12. Estimated cost of works \$100,000 | |
| 13. Estimated time required to construct works five (5) years | |
| 14. Estimated time required to complete the application of water to beneficial use ten (10) years | |
| 15. Remarks: Refer to map supporting Application 67042 for the existing point of diversion and place of use. | |
| Desert Mountain Surveying as agent By John H. Milton III, PLS, SWRS | |

Compared sg/sam

Protested

s/ John H. Milton III 146 West Second Street Winnemucca, NV 89445